

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :  
Shi : Group Art Unit: 1656  
Serial No.: 10/769,218 : Examiner: Alexander D. Kim  
Filed: January 30, 2004 :  
For: CASPASE-9:BIR DOMAIN OF XIAP COMPLEXES AND METHODS OF USE

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a response to the restriction requirement mailed in the Office Action dated May 31, 2006 in the above identified application. Applicant elects, with traverse, the invention designated as Invention II (Claims 20-25) directed to a method of inhibiting the activity of caspase-9 and an effector caspase. The Office Action set forth a one-month shortened statutory period for reply, accordingly, by virtue of the enclosed Two-Month Petition for Extension of Time, this response is timely filed and is fully responsive to the Office Action.

**Claims** begin on page 2.

**Remarks** being on page 8.